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CLEARINGHOUSE RULE 98-039

Comments

[NOTE: All citations to “Manual” in the comments below are to the Administrative Rules Procedures Manual, prepared by the Revisor of Statutes Bureau and the Legislative Council Staff, dated October 1994.]

5. Clarity, Grammar, Punctuation and Use of Plain Language

a. It appears the rule needs to be redrafted to technically accomplish its purpose. As drafted, the rule requires the department to divide the state’s total enrollment into thirds; this results in approximately three groups of 300,000 students each. However, no school would qualify for the highest enrollment group, designated as “large.” The agency needs to add language to assure that school districts are “rank ordered” and then designated by groups.

b. The agency may wish to provide an initial applicability provision to clarify which boundary appeals decisions or reviews the newly constituted panels would hear.